IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O.O.C.J.

NOTICE OF MOTION NO.2946 OF 2004
IN
APPEAL NO. 631 OF 2004
IN
SUMMONS FOR JUDGMENT NO.2286 OF 1997
IN
SUMMARY SUIT NO.472 OF 1997

M/s.Radha Textile Agency & anr. .. Appellants

v/s.

Sureshchand Gangaram Arora & anr. .. Respondents

Mr.S.P.Kanuga i/by Mr.M.V.Aiya for appellants.

Mr.Narendra Jain for respondents.

CORAM : R.M.LODHA AND
J.P.DEVADHAR, JJ.

DATED : 1st November, 2004

P.C.

Heard Mr.S.P.Kanuga, the learned counsel for the appellants and Mr.Narendra Jain, the learned counsel for the respondents.

2. We are informed by the learned counsel for the respondents that the aggregate sum of Rs.6,50,000/- has been deposited by the appellants with the Prothonotary & Senior Master of this court.

3. In view thereof, no further order in the notice of motion is necessary. We clarify, however, that deposit of the said amount by the appellants is subject to the decision in the appeal.

4. We direct the Prothonotary & Senior Master of this court to invest the amount of Rs.6,50,000/- deposited by the appellants in the fixed deposit of

any nationalised bank initially for a period of one year, renewable thereafter for the same period each time until disposal of appeal.

5. Notice of motion stands disposed of.

(R.M. LODHA, J.)

(J.P. DEVADHAR, J.)